

MINUTES -- DECEMBER 2, 1997

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 2nd day of December 1997, the Commissioners' Court convened the Voting Session at 9:13 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 11:57 AM.

The Commissioners' Court, meeting as the Corporations Board of Directors, convened the Corporations Voting Session at 1:43 PM and adjourned at 1:49 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the NWTCRD #3 Voting Session at 1:49 PM and adjourned at 1:50 PM.

The Commissioners' Court reconvened the Voting Session at 1:50 PM.

The Commissioners' Court retired to Executive Session at 5:10 PM and reconvened the Voting Session at 6:58 PM.

The Commissioners' Court adjourned the Voting Session at 7:03 PM.

RESOLUTIONS & HEARINGS

- 1. APPROVE RESOLUTION THANKING COMMISSIONER BISCOE FOR HIS YEARS OF SERVICE TO TRAVIS COUNTY. (9:26 AM)

Members of the Court heard from: Sam Biscoe, Commissioner, Precinct 1; Cheryl Brown, Assistant to the Commissioner, Precinct 1; John Bradshaw, Assistant to the Commissioner, Precinct 1; and Felicitas Chavez, Administrative Aide, Precinct 1.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve Item 1.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 2. APPROVE RESOLUTION IN SUPPORT OF THE CITY OF AUSTIN EASTSIDE STORY PROGRAM FOR TRAVIS COUNTY YOUTH. (9:18 AM)

Members of the Court heard from: Larry Jackson, Austin Eastside Story Program; and Dee Elmore, Austin Eastside Story Program.

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to approve Item 2.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 3. ACCEPT GRANT FROM THE LOWER COLORADO RIVER AUTHORITY FOR THE PURCHASE OF DIVING MASKS. (9:16 AM)

Members of the Court heard from: Mary Ann Neely, LCRA; and Peter Pitcock, Board Member, LCRA.

CITIZENS' COMMUNICATION

There were no respondents who addressed the Court. (9:33 AM)

CONSENT ITEMS

- 4. Motion by** Commissioner Biscoe and **seconded by** Commissioner Gómez to approve the following Consent Items: 13, 22.A and B (incorporating changes made to the Indemnity Clause by the County Attorney), 34, and C1 - C16, excluding C5.A and B and C8. (9:34 AM)

Motion carried: Precinct 1, Commissioner Samuel T. Biscoe - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Valarie Scott Bristol - yes
Precinct 4, Commissioner Margaret J. Gómez - yes
County Judge Bill Aleshire - yes

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF OCTOBER 28, 1997; RECONVENED MEETING OF OCTOBER 29, 1997; AND NOVEMBER 4, 1997.
- C4.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN CIRCLE C RANCH PH C SEC 4, SUBDIVISION IN PRECINCT THREE.

CONSENT ITEMS CONTINUED

- C5. A.** APPROVE CASH SECURITY AGREEMENT WITH SPRINGBROOK SUBDIVISION, LTD. IN THE AMOUNT OF \$34,727.00 FOR SPRINGBROOK PHASE 1-A AND SPRINGBROOK PHASE A SECTION 1-B, TWO SUBDIVISIONS IN PRECINCT TWO. (9:13 AM) (9:34 AM) (11:55 AM)

Item C5.A pulled from Consent.

- B.** APPROVE ALTERNATE FISCAL FOR SPRINGBROOK PHASE 1-A AND SPRINGBROOK PHASE A SECTION 1-B, TWO SUBDIVISIONS IN PRECINCT TWO(9:13 AM) (9:34 AM) (11:55 AM)

Item C5.B pulled from Consent.

Clerk's Note: Items 27.A and B, 28.A and B and C5.A and B are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 27.A and B, 28.A and B and C5.A and B.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve Items 27.A and B, 28.A and B (with the supplemental information that was submitted to the Clerk) and C5.A and B.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- C6.** APPROVE CONTRACT AWARD FOR THE PROVISION OF DISHWASHING & LAUNDRY CHEMICALS, IFB 980001-RH, TO THE LOW QUALIFIED BIDDER, ECOLAB, INC. IN THE ESTIMATED AMOUNT OF \$82,556.52.

- C7.** APPROVE CONTRACT FOR PROFESSIONAL DENTAL SERVICES FOR ENROLLEES IN THE TRAVIS COUNTY RURAL DENTAL ASSISTANCE PROGRAM (TCRDAP), WAYNE RADWANSKI, D.D.S.

CONSENT ITEMS CONTINUED

- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RESUBDIVISION OF LOT 2, BLOCK A, SPRINGBROOK COMMERCIAL SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 3 LOTS - 9.717 ACRES - SCHULTZ LANE). (9:15 AM)

Item C8 postponed until December 9, 1997.

- C9.** APPROVE PLAT FOR RECORDING IN PRECINCT ONE: MANOR COMMERCIAL SECTION ONE SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 6 LOTS - 28.717 ACRES - SPRINGDALE ROAD).
- C10.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: DEL VALLE SCHOOL TRACT - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 15.19 ACRES - ELROY ROAD).
- C11.** APPROVE VACATION OF JAMES GALLOWAY SUBDIVISION NO. 1.
- C12.** APPROVE ALTERNATE FISCAL FOR STONEY RIDGE SECTION 3-C, A SUBDIVISION IN PRECINCT FOUR.
- C13.** **A.** APPROVE PARTIAL VACATION OF STONEY RIDGE PHASE A, SECTION IIIA.
- B.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: STONEY RIDGE PHASE A SECTION IIIA - (LONGFORM - FISCAL POSTED WITH CITY OF AUSTIN - 72 LOTS - 16.179 ACRES - TICKFORD DRIVE).
- C14.** **A.** APPROVE PARTIAL VACATION OF STONEY RIDGE PHASE A, SECTION IIIB.
- B.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: STONEY RIDGE PHASE A SECTION IIIB - (LONGFORM - FISCAL POSTED WITH THE CITY OF AUSTIN - 67 LOTS - 16.042 ACRES - ELROY ROAD).

CONSENT ITEMS CONTINUED

- C15.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN WELLS BRANCH PHASE 0 SECTION TWO, A SUBDIVISION IN PRECINCT TWO.
- C16.** APPROVE A PUBLIC HEARING DATE OF DECEMBER 16, 1997 TO APPROVE THE VACATION OF A PUBLIC UTILITY EASEMENT ALONG THE COMMON LOT LINE OF LOTS 2 AND 3, BLOCK D, VALLE VERDE SUBDIVISION, A SUBDIVISION IN PRECINCT TWO.

COUNTY POLICIES AND PROCEDURES

- 5.** APPROVE REVISED CHAPTER 84, SUBSTANDARD ROADWAY SPECIFICATIONS AND SUBSTANDARD ROAD CRITERIA FOR ACCEPTANCE (9:37 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); and Steve Manilla, Director of Engineering and Planning, TNR.

Discussion Only.

Item 5 to be reposted on December 9, 1997.

ADMINISTRATIVE ITEMS

- 6. A. REVIEW AND DISCUSS 9-1-1- RURAL ADDRESSING QUARTERLY STATUS REPORT. (10:27 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Criminal Justice Planning (CJP); and Christine Clinghan, Austin Police Department.

Discussion Only.

- B. APPROVE AMENDMENT TO INTERLOCAL AGREEMENT WITH CAPITAL AREA PLANNING COUNCIL (CAPCO) FOR ADDRESSING MAINTENANCE AND 9-1-1 EMERGENCY COMMUNICATION COORDINATOR. (10:27 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, CJP; and Christine Clinghan, Austin Police Department.

Motion by Commissioner Gómez **and seconded by** Commissioner Biscoe to approve the Interlocal with CAPCO.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 7. APPROVE LEASE-PURCHASE AGREEMENT FOR HELICOPTERS. (9:13 AM) (2:12 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, CJP; Christian Smith, Executive Manager, Planning and Budget Office (PBO); Susan Spataro, Travis County Auditor; and Rebecca Thompson, Financial Reports Manager, Travis County Auditor's Office.

Discussion Only.

Item 7 to be reposted on December 9, 1997.

- 8. DISCUSS, APPROVE, AND GIVE STAFF DIRECTION REGARDING ALTERNATIVE SCHEDULE AND FUNDING STRATEGIES FOR THE STAR FLIGHT HELICOPTER MAINTENANCE HANGER PROJECT. (10:44 AM) (2:12 PM) (2:17 PM)

Clerk's Note: Items 8 and 10.B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, CJP; Belinda Poppa, Planner, Facilities Management; Christian Smith, Executive Manager, Planning and Budget Office (PBO); Susan Spataro, Travis County Auditor; and Rebecca Thompson, Financial Reports Manager, Travis County Auditor's Office.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to give staff direction that the Court encourages them to continue with the development of specifications and get back to the Court in January for the issuance of those proposals.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 9. DISCUSS, APPROVE AND GIVE STAFF DIRECTION REGARDING STRATEGIES, SCHEDULES, AND FUNDING REQUIREMENTS FOR THE CENTRAL WAREHOUSE.
(11:13 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to give staff direction to move expeditiously with this project but to bring back to the Commissioners' Court a Committee report from the offices affected as to what they are requesting and to write it up in the form that is ready for the Court to approve for formal advertising. Staff should anticipate using the turnkey approach to getting a Phase One done with sufficient land acquired through that process to allow for further expansion.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

10. A. REVIEW AND APPROVE BUDGET ORDER FOR THE ISSUANCE OF FY 1998 CERTIFICATES OF OBLIGATION. (11:13AM) (2:29 PM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; and David Escamilla, First Assistant County Attorney.

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to approve the Budget Order with the \$5.8 million and the assumption that there will be two helicopters.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

B. REVIEW AND APPROVE BUDGET ORDER FOR THE ISSUANCE OF FY 1998 PERMANENT IMPROVEMENT BONDS APPROVED BY THE VOTERS AT THE NOVEMBER 1997 ELECTION. (1:57 PM)

Clerk's Note: Items 8 and 10.B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Christian Smith, Executive Manager, PBO; and David Escamilla, First Assistant County Attorney.

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to adopt the version of the budget for the Permanent Improvement Bonds under Item 10.B that includes the \$2 million dollars for the Starflight hangar.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

11. A. ADOPT ORDER AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATION. (11:13 AM) (2:39 PM)

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to adopt the Order.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

B. GIVE ALL OTHER AUTHORIZATIONS NECESSARY FOR ISSUING CERTIFICATES OF OBLIGATION AND BONDS APPROVED AT THE NOVEMBER, 1997 ELECTION.

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to approve Item 11.B.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

12. APPROVE SCOPE OF WORK FOR HOUSING, EMPLOYMENT, AND VOLUNTEER/MENTOR RECRUITMENT AND COORDINATION SERVICES AND AUTHORIZE THE ADVERTISEMENT OF REQUESTS FOR SERVICES (RFS) RECOMMENDED BY THE COMMUNITY JUSTICE TRANSITION COMMITTEES. (1:50 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, CJP; Kati Broderick, Manager, CJP; and Van Jobe, Senior Planner, CJP.

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve the RFS in all the categories and to give authorization to proceed, subject to the Purchasing Department's approval in an effort to start that project. The proposals should be brought back to the Court as soon as they are ready.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

County Judge Bill Aleshire

- yes

- 13. AUTHORIZE THE INFORMATION AND TELECOMMUNICATIONS SYSTEMS (ITS) DEPARTMENT TO PROVIDE PROGRAMMING SERVICES FOR THE AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT. (9:34 AM)**

Item 13 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. CONSIDER AND TAKE ACTION ON PROPOSED FORMAT FOR CONTRACTS TO BE USED WITH 1998 COMMUNITY ACTION NETWORK (CAN) (HUMAN SERVICES) AGENCY CONTRACTS. (9:15 AM)**

Item 14 postponed until December 9, 1997.

- 15. DISCUSS AND GIVE STAFF DIRECTION REGARDING WHETHER TO EXEMPT FROM COMPETITION CONTRACTS FOR TELECOMMUNICATIONS INFRASTRUCTURE IMPROVEMENTS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX AT DEL VALLE. (11:46 AM) (2:12 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; John Hille, Assistant County Attorney; Cyd Grimes, Travis County Purchasing Agent; Ken Gaede, Project Manager, Facilities Management; and Brad Powell, Assistant Director, Information and Telecommunications Systems (ITS).

Motion by Commissioner Gómez and **seconded by** Commissioner Biscoe to give staff direction to exempt from competition contracts for telecommunications infrastructure at Del Valle.

A Request was made by Judge Aleshire to leave the Standing Motion pending until this afternoon.

Acceptance of the Request was made by Commissioner Gómez and **seconded by** Commissioner Biscoe.

Clerk's Note: The Court did not take a Vote on the Standing Motion at this time.

Members of the Court heard from: John Hille, Assistant County Attorney.

Clerk's Note: The Court took a Vote on the Standing Motion at this time (restated below).

Motion by Commissioner Gómez and **seconded by** Commissioner Biscoe to give staff direction to exempt from competition contracts for telecommunications infrastructure at Del Valle and to bring back a contract modification from Pfluger.

Maker accept the Friendly Amendment by Commissioner Biscoe to ensure that the contract eliminates the possibility that the County will be paying for overlap.

Acceptance of the Friendly Amendment was made by Commissioner Gómez.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

16. A. APPOINT MEMBERS OF THE CITIZENS BOND PROJECT ACCOUNTABILITY COMMITTEE AND ADOPT CHARTER FOR THE COMMITTEE. (2:12 PM)

Motion by Commissioner Gómez and **seconded by** Commissioner Sonleitner to appoint Walter Timberlake to the Project Accountability Committee.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

B. DETERMINE ORGANIZATION, LOCATION, INSTRUCTIONS, AND BUDGET FOR COUNTY STAFF TO MANAGE BOND PROJECTS AND TO SUPPORT THE OPERATION OF THE CITIZENS BOND PROJECT ACCOUNTABILITY COMMITTEE. (2:13 PM)

Discussion Only.

Item 16.B to be reposted on December 9, 1997.

17. APPOINT MEMBERS OF THE ON-SITE SEWAGE FACILITY RULES ADVISORY COMMITTEE. (2:17 PM)

Item 17 to be reposted on December 9, 1997.

- 18. DISCUSS, APPROVE AND AUTHORIZE THE EVALUATION COMMITTEE MEMBERS TO ENTER INTO NEGOTIATIONS WITH THE QUALIFIED, TOP RANKING VENDOR FOR THE CLAIMS MANAGEMENT SERVICES, HAMMERMAN & GAINER, RFS# S970144-OJ. (2:48 PM)

Members of the Court heard from: Barb Sanders, Human Resources Management Department (HRMD); Eric Shepperd, Assistant County Attorney; and Daniel Mansour, Risk Manager, HRMD.

Motion by Judge Aleshire and **seconded by** Commissioner Bristol to negotiate with the two top vendors, Hammerman & Gainer and J.I. Specialties.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 19. APPROVE RESOLUTION AUTHORIZING COUNTY JUDGE AND TAX ASSESSOR COLLECTOR TO SIGN AGREEMENT FOR THE USE OF STATE OF TEXAS AUTOMATION EQUIPMENT. (9:13 AM) (3:03 PM)

Motion by Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve Item 19 as stated.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 20. APPROVE REQUEST TO AUTHORIZE A REFUND OF PROPERTY TAXES IN THE AMOUNT OF \$726.10 TO HARRY E. MONTANDON. (3:05 PM) (5:10 PM) (6:58 PM)

Judge Aleshire announce that Item 20 would be considered in Executive Session.

Item 20 postponed until December 9, 1997.

21. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:05 PM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Bristol to approve the budget amendments and transfers with the noted corrections to items A2 and A3.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

22. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:34 AM)

A. APPROVE GRANT APPLICATION FOR PARTIAL REIMBURSEMENT FOR TITLE IV-E LEGAL COSTS FOR DISTRICT ATTORNEY'S OFFICE. (9:34 AM)

Item 22.A added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

B. APPROVE GRANT CONTRACT FOR SPEED STEP (TEXAS HIGHWAY TRAFFIC SAFETY PROGRAM) FOR SHERIFF'S OFFICE. (934 AM)

Item 22.B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

23. APPROVE CLEARVIEW AGREEMENT WITH CNA FOR SOFTWARE SUPPORT FOR ROCIP, RFP R970153-OJ. (9:13 AM) (3:06 PM)

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve Item 23.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	abstain
Precinct 3, Commissioner Valarie Scott Bristol	-	abstain
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

24. APPROVE CONTRACT AWARD FOR PROFESSIONAL ENGINEERING SERVICES TO CARTER AND BURGESS, INC. FOR HOWARD LANE PHASE 1, NOT-TO-EXCEED \$482,601.00; HOWARD LANE PHASE 2 (OPTION), NOT-TO-EXCEED \$250,000.00; LOHMANS CROSSING PHASE 1, NOT-TO-EXCEED \$189,981.00; AND LOHMANS CROSSING PHASE 2 (OPTION), NOT-TO-EXCEED \$250,00.00. (9:13 AM) (3:08 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Joe Gieselman, Executive Manager, TNR; and Steve Manilla, Director of Engineering and Planning, TNR.

Motion by Commissioner Bristol and **seconded by** Commissioner Sonleitner to approve Item 24.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 25. A. APPROVE SECOND AMENDMENT TO PHASING AGREEMENT WITH SOUTHWEST TRAVIS COUNTY LTD. FOR LAKE POINTE SECTION 3. (3:10 PM)
- B. APPROVE CASH SECURITY AGREEMENT WITH SOUTHWEST TRAVIS COUNTY, LTD. FOR CONSTRUCTION OF LAKE POINTE RESACA BOULEVARD. (3:10 PM)
- C. APPROVE ALTERNATE FISCAL FOR LAKE POINTE RESACA BOULEVARD, A SUBDIVISION IN PRECINCT THREE. (3:10 PM)
- D. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: LAKE POINTE SECTION THREE, PHASE 4 - (LONGFORM - LETTER OF CREDIT POSTED WITH THE COUNTY - 47 LOTS - 13.8595 ACRES - RESACA BOULEVARD - VILLAGE OF BEE CAVE ETJ). (3:10 PM)

Clerk's Note: Items 25.A, B, C and D and 26.A, B and C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; John Hille, Assistant County Attorney; and Steve Manilla, Director of Engineering and Planning, TNR.

Members of the Court agreed to consider one Motion for Items 25.A, B, C and D and 26.A, B and C.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve Items 25.A, B, C and D and 26.A, B and C.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

26. APPROVE THE FOLLOWING CASH SECURITY AGREEMENTS WITH SOUTHWEST TRAVIS COUNTY LTD. FOR LAKE POINTE SECTION 3, PHASE 4:

A. FOR BOUNDARY STREET SIDEWALKS (3:10 PM)

B. FOR INTERNAL STREET SIDEWALKS (3:10 PM)

C. FOR COMPLETION OF STREET AND DRAINAGE. (3:10 PM)

Clerk's Note: Items 25.A, B, C and D and 26.A, B and C are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 25.A, B, C and D and 26.A, B and C. Please refer to Item 25 for the Court's Motion and Vote.

27. A. APPROVE CASH SECURITY AGREEMENT WITH PULTE HOME CORPORATION FOR COMPLETION AT GREAT OAKS AT SLAUGHTER CREEK, PHASE B. (9:15 AM) (11:55 AM)

B. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: GREAT OAKS AT SLAUGHTER CREEK PHASE B - (LONGFORM - FISCAL POSTED WITH THE COUNTY - 62 LOTS - 23.56 ACRES - KAISER). (11:55 AM)

Clerk's Note: Items 27.A and B, 28.A and B and C5.A and B are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 27.A and B, 28.A and B and C5.A and B. Please refer to Item C5 for the Court's Motion and Vote.

28. A. APPROVE CASH SECURITY AGREEMENT WITH ALEXANDER OAKS IN THE AMOUNT OF \$33,822.00 FOR WEBBERWOOD RIDGE SECTION 3, A SUBDIVISION IN PRECINCT ONE. (9:13 AM) (11:55 AM)
- B. APPROVE PLAT FOR RECORDING IN PRECINCT ONE: WEBBERWOOD SECTION THREE (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 33 LOTS - 133.884 ACRES - WEBBERWOOD WAY). (11:55 AM)

Clerk's Note: Items 27.A and B, 28.A and B and C5.A and B are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 27.A and B, 28.A and B and C5.A and B. Please refer to Item C5 for the Court's Motion and Vote.

29. DISCUSS ISSUES AND ALTERNATIVES TO A PROPOSED SUBDIVISION IN PRECINCT TWO: OVERLOOK AT BULL CREEK. (3:17 PM) (5:10 PM) (6:58 PM)

Members of the Court heard from: Mike Sheili, Landowner; Rick Thompson, Engineer, Connally Engineering; Ray Walter, Landowner; Steve Manilla, Director of Engineering and Planning, TNR; Joe Gieselman, Executive Manager, TNR; and Gordon Bowman, Assistant County Attorney.

Discussion Only.

Judge Aleshire announced that Item 29 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

- 30.** DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION ON THE TRAVIS COUNTY CRIMINAL JUSTICE FACILITIES PROGRAM BUDGET RECONCILIATION AND ADJUSTMENTS. (3:40 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Mike Barrow, Construction Project Manager, Fluor Daniel; and Kevin Bailey, Director, Facilities Management.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve the budget changes with the exception of 9, 10, 11 12 and 13.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 31.** DISCUSS AND APPROVE THE FOLLOWING MARKET SALARY SURVEY ISSUES:

A. GRANT FUNDED POSITIONS (3:55 PM)

Members of the Court heard from: Linda Moore Smith, Director, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Dobbs Rogers, Director of Administrative Services Division, Juvenile Court; and Christian Smith, Executive Manager, PBO.

Discussion Only.

Item 31.A to be reposted on December 9, 1997.

ITEM 31 CONTINUED

B. COMPENSATION TIME (3:55 PM)

Members of the Court heard from: Linda Moore Smith, Director, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation Manager, HRMD; Christian Smith, Executive Manager, PBO; Jim Connolly, Assistant County Attorney; and April Bacon, Travis County Auditor's Office.

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to use a November 30, 1997 cut off, pay and have compensation balances in the employees' December 31, 1997 paycheck.

Motion carried: Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

C. VARIANCES (3:55 PM)

Item 31.C to be reposted on December 9, 1997.

D. 30 % SALARY INCREASE REVIEW (3:55 PM)

Item 31.D to be reposted on December 9, 1997.

- 32. APPROVE ADOPTION OF CONTROL AUTHORIZATION FILE FOR IMPLEMENTATION OF THE MARKET SALARY SURVEY PAY ADJUSTMENTS. (4:35 PM)

Members of the Court heard from: Linda Moore Smith, Director, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation Manager, HRMD; Susan Spataro, Travis County Auditor; Lynne Andrus, Senior Human Resources Analyst, HRMD; and Mary Loreda, ITS.

Motion by Commissioner Gómez and **seconded by** Commissioner Sonleitner to authorize the market salary increases for grant funded positions where the County pays part of the salary. This authorization is subject to the 30% rule.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to authorize staff to make simple clerical corrections to the list.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

ITEM 32 CONTINUED

Motion by Commissioner Gómez and **seconded by** Judge Aleshire to approve the Control Authorization File, the pay grade table and the position control table and the position authorization table.

Maker accept the Friendly Amendment by Judge Aleshire that what is authorized are the things that are on the list that are consistent with the policy and procedure choices which the Court has made. It is not the intent of the Court to change (with this list) any of the policy statements made by the Court along the way.

Acceptance of the Friendly Amendment was made by Commissioner Gómez.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

33. APPROVE PERSONNEL AMENDMENTS. (5:09 PM)

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve Item 33.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

34. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:34 AM)

Item 34 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 - Gov't Code Ann 551.071, Consultation with Attorney

Note 2 - Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

- 35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TEXAS DAILY NEWSPAPER ASSOC., ET AL. V. HONORABLE DAN MORALES, ET AL. - CLASS ACTION NO. 97-08930
¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 35 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve the following Items as summarized below:

- 29. Hearing no motion, no action taken on Item 29.
- 35. No action taken on Item 35.
- 38. Authorize Judge Aleshire to sign the settlement documents when the County Attorney presents them.
- 39. Authorize the County Attorney's Office to appropriate Purchasing procedures to hire outside consultants in that case.
- 42. Authorize the County Attorney's Office to proper Purchasing procedures to hire outside experts in that case.
- 43. Reject their offer and counter in the amount of \$40,000.00.
- 45. Item 45 to be reposted on December 9, 1997.
- 46. Item 46 to be reposted on December 9, 1997.
- 47. Offer an Offer of Judgment in the amount of \$2,500.00 contingent on Sheriff Frasier agreeing to that offer.
- 48. Change the Market Salary Survey classification for the Executive Managers from Range 27 to Range 26 and approve the matrix information as submitted. This should go onto the Control Authorization File that will be submitted later.
- 49. Approve the Market Lease Agreement for the Farmers' Market.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

36. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, PARCEL 19; PROPOSED DESSAU ROAD NORTH EXTENSION; (OWNER: NAJIB F. WEHBE; GIESELMAN; CONDEMNATION) ¹ AND ² (11:13 AM)

Item 36 postponed until December 9, 1997.

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD.; (LAURELWOOD; GIESELMAN; CONDEMNATION) ¹ (11:13 AM)

Item 37 postponed until December 9, 1997.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN CHARLOTTE WEAVER, AND TRAVIS COUNTY, TEXAS; (WEAVER; GIESELMAN; CONDEMNATION) ¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 38 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN WALT G. BIRCHFIELD ET AL. VS. PURCELL TIRE AND RUBBER CO., BRANDES BROTHERS CONSTRUCTORS, INC., L.W. PARKER, AND TRAVIS COUNTY, TEXAS; (BIRCHFIELD; GIESELMAN; LITIGATION; VACATION OF GINGER STREET). ¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 39 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: ROSIE CAROTHERS V. MONTGOMERY ELEVATOR AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY)¹ (9:15 AM)

Item 40 postponed until December 9 1997.

41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: CURTIS S. CANTWELL AND TAMMY CANTWELL V. TRAVIS COUNTY AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY)¹ (9:15 AM)

Item 41 postponed until December 9 1997.

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER-OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: BRENT CULLISON VIVIAN INDUSTRIAL PLASTICS, INC., ET AL; (CULLISON; RI RICH; TEXAS TORT CLAIMS ACT, PERSONAL INJURY)¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 42 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

43. RECEIVE BRIEFING FROM COUNTY ATTORNEY, TAKE APPROPRIATE ACTION AND GIVE DIRECTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND IN CONNER V. TRAVIS COUNTY, CAUSE NO. 95-CA-648 (42 USC 1983)¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 43 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT OR REJECT SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN CUMMINS, TWC# 97-048648. ¹ (11:13 AM)

Item 44 postponed until December 9, 1997.

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND IN (REGINALD SWISHER V. KEEL, ET AL; CAUSE NO. A-97-CA-462-SS). ¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 45 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

46. AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN FRED ESPINOSA V. JASON JEWERT (CIVIL CASE) ¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 46 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

47. AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN TIMOTHY J. CANFIELD V. TRAVIS COUNTY, ET AL. (KEEL; CIVIL CASE) ¹
(5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 47 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

48. DISCUSS AND APPROVE SALARY COMPENSATION MATRICES FOR EXECUTIVE MANAGERS, AND COUNTY JUDGE AND COMMISSIONERS' STAFF. ³ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 48 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

49. ADDED ITEM - APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH DAVID AND MARIA PAGLUICO D/B/A/ COCINITA DE LUCERO. ¹ (5:10 PM) (6:58 PM)

Judge Aleshire announced that Item 49 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 29, 35, 38, 39, 42, 43, 45, 46, 47, 48 and 49. Please refer to Item 35 for a summary of the Court's action on this Motion.

ADJOURNMENT

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to adjourn the Voting Session. (7:03 PM)

Motion carried: Precinct 1, Commissioner Samuel T. Biscoe - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Valarie Scott Bristol - yes
Precinct 4, Commissioner Margaret J. Gómez - yes
County Judge Bill Aleshire - yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge